



## **STATE OF NEVADA COMMISSION ON ETHICS**

<http://ethics.nv.gov>

**Tuesday, July 11, 2006  
9:30 a.m.**

**Boardroom of the State of Nevada Contractors' Board  
Meridian Gold Building  
9670 Gateway Drive, First Floor #100  
Reno, Nevada 89511**

**and via videoconference:**

**State Contractors' Board Hearing Room  
2310 Corporate Circle #200  
Henderson, Nevada 89074**

### **MINUTES**

These minutes constitute a summary of the above proceedings of the Nevada Commission on Ethics. A verbatim transcript of the open session proceedings, prepared by a certified court reporter, is available for inspection at the Commission offices in Carson City and Las Vegas.

#### **Commission Members Present (in Reno):**

Caren Jenkins, Esq., Chairman; George M. Keele, Esq.; Rick R. Hsu, Esq.; and Jim Kosinski, Esq.

#### **Commission Members Present (in Henderson):**

Mark A. Hutchison, Esq., Vice Chairman; Randall V. Capurro; and William Flangas, P.E.

#### **Commission on Ethics Staff Present:**

Emily Nunez, Office Manager (in Reno)  
Tami E. DeVries, Research Analyst (in Henderson)  
Matt DiOrio, Senior Investigator (in Henderson)

Chairman Jenkins called the meeting to order at 9:30 a.m., Tuesday, July 11, 2006.

#### Agenda Item 1 – Open session to approve the minutes of the June 14, 2006 Commission meeting

Commissioner Keele pointed out some typographical errors and then moved to approve the minutes as amended. Commissioner Hsu seconded. The motion passed unanimously.

#### Agenda Item 2 – Open session to consider Executive Director's Annual Report presented pursuant to NAC 281.053(2).

Chairman Jenkins explained that in the absence of an Executive Director the Commission's staff had used the 2005 Annual Report as a starting point, and had updated the statistics, the explanatory language, objectives and goals for the commission, as well as the history of the commission. Lengthy discussion ensued between the Commission members and Commission staff regarding the information provided in the report. It was determined that Chairman Jenkins would continue to work with the staff to revise and finalize the report and she would ultimately approve the final product for publication.

Agenda Item 3 – Open session for annual election of chairman and vice chairman pursuant to NRS 281.461, Subsection 1(a).

Chairman Jenkins moved to nominate herself to continue to serve as Chair until the end of the 2006 calendar year and nominated Commissioner Kosinski to serve as Chair from January 1, 2007 through June 30, 2007. She explained that since she lives in Carson City and she has worked closely with staff in the absence of an Executive Director, she could work closely with Mr. Hearn, the Commission's new Executive Director, through the end of the calendar year. Discussion ensued related to Commissioner Kosinski serving as Chair through the following fiscal year. Commissioner Hsu cautioned the Commission about having a Chairman serve more than two years. The motion passed unanimously.

Agenda Item 4 – Closed session pursuant to NRS 281.511(5), to hear testimony, receive evidence, deliberate and render an opinion relating to a confidential Advisory Opinion Request submitted pursuant to NRS 281.511(1).

Closed session pursuant to NRS 281.511(13) to receive and deliberate information or evidence concerning the propriety of the conduct of public officers pursuant to NRS 281.511 and NAC 281.109.

Agenda Item 5 – Open session for public comment.

Assemblyman Joe Hardy was present and appeared as a member of the public. He encouraged the Commission to look at ways to educate elected officials regarding ethical decision making so they could have a more informed basis on which to make decisions that may implicate the Ethics in Government Laws. He offered his assistance to help or empower the Commission to make information on the general application of its statutory constructs more available to and understood by elected officials.

There were no other comments made by the public.

Chairman Jenkins adjourned the meeting at 12:00 p.m.

Minutes prepared by:

Minutes approved August 9, 2006

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Tami E. DeVries, Research Analyst

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Caren Jenkins, Esq., Chairman